IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL REVISION APPLICATION NO. 416 OF 2004

Ranbir Bose ... Applicant

versus

State through C.B.I. ... Respondent

...

Mr. M.S. Karnik, for Mr. Ramesh Ramamurthy, for the Applicant.

Mr. K.V. Saste, A.P.P., for the State.

Mr. D.N. Salvi, for the C.B.I.

...

CORAM : A.M.KHANWILKAR,J.

3rd December 2004

P.C.:

. Heard Counsel for the parties. I find no reason to depart from the conclusion reached by the Court below in rejecting application for discharge in the fact situation of the present case. The Court below in substance, without referring to specific document, has noted that there is some material on record sufficient to frame charge and proceed against the Applicant.

There is no infirmity insofar as that conclusion is concerned. My attention has been invited to the signatures of the Applicant on the Daily Tally Sheets, which contain number of bogus and forged shipping bills. The signatures on the Daily Tally Sheets are undoubtedly of the Applicant Accused as per the opinion of the handwriting expert, who has examined the said documents. Suffice it to observe that this is not a case of no evidence at all. In the circumstances, no fault can be found with the Court below in rejecting the discharge application as filed. Hence, dismissed. The trial Court is directed to expedite the hearing of the trial as High Court Expedited Case, and preferably dispose it of in one year.

(A.M.KHANWILKAR,J.)